IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL WRIT PETITION NO.2644 OF 2006

M/s. Electrex (India) Ltd. & Ors. ...Petitioners.
V/s.
Omen Kuruvilla & Anr. ...Respondents.

Shri A.P.Mundargi i/b Kansara & Thanekar, advs. for the Petitioners.
Shri Tushar N. Sonawane, adv. for the Respondent No.1.
Smt.M.M.Deshmukh, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 23rd March, 2007.

P.C.:

1. Heard Mr.Mundargi, the learned counsel for the Petitioners and Mr.Sonawane, the learned counsel for the Respondent No.1.

2. The complaint was filed by the respondent no.1 under Section 138 of the Negotiable Instruments Act in the year 1999 against the present petitioners and some others. By this petition, the petitioners seek to quash the process issued by the learned Metropolitan Magistrate. It appears that for about 2-3 years after issuance of process, the present petitioners had not challenged that order. Thereafter, some of the accused challenged. After that the present applicants earlier moved an application under Section 482 of the Cr.P.C. , which was withdrawn so that the applicants could move

Sessions Court in revision. Revision applications have also been rejected. It appears that attempt is only to create obstacles in the early disposal of the the matter, which is already pending for the last 8 years. In my opinion, taking into consideration these circumstances it will not be in the interest of justice to exercise extraordinary jurisdiction under Article 227 of the Constitution of India.

3. Petition stands dismissed.

(J.H.Bhatia,J.)